



AF/ 2194  
JFW

P/1318-136

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Robert Barritz

Date: August 24, 2005

Serial No.: 09/933,540

Group Art Unit: 2194

Filed: August 20, 2001

Examiner: Thanh T. Ha

For: METHOD AND SYSTEM FOR DETERMINING THE USE AND NON-USE OF  
SOFTWARE PROGRAMS

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**AMENDMENT/SUBMISSION**

Sir:

This is a response to the Office Action mailed August 10, 2005 in the above-identified application. Reconsideration of the application is respectfully requested.

**FEE CALCULATION**

Any additional fee required has been calculated as follows:

☒ If checked, "Small Entity" status is claimed.

NO. CLAIMS AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR			EXTRA PRESENT		RATE	ADDIT. FEE
TOTAL	32	MINUS	33	* =	0	X	(\$25 SE or \$50)	\$-0-
INDEP.	5	MINUS	5	** =	0	X	(\$100 or \$200)	\$-0-
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM						X	(\$180 or \$360)	\$-0-

\* not less than 20

\*\* not less than 3

TOTAL \$-0-

If any additional payment is required, a check which includes the calculated fee of \$\_\_\_\_  
(OFGS Check No. \_\_\_\_\_) is attached.

In the event the actual fee is greater than the payment submitted or is inadvertently not enclosed or if any additional fee during the prosecution of this application is not paid, the Patent Office is authorized to charge the underpayment to Deposit Account No. 15-0700.

#### **CONTINGENT EXTENSION REQUEST**

If this communication is filed after the shortened statutory time period had elapsed and no separate Petition is enclosed, the Commissioner of Patents and Trademarks is petitioned, under 37 C.F.R. § 1.136(a), to extend the time for filing a response to the outstanding Office Action by the number of months which will avoid abandonment under 37 C.F.R. § 1.135. The fee under 37 C.F.R. § 1.17 is enclosed herewith in check no. 20715. Any underpayment should be charged to our Deposit Account No. 15-0700.

#### **SUMMARY OF AMENDMENTS**

1. ☒ If checked, an abstract (a replacement abstract) is submitted herewith.
2. ☐ If checked, amendment(s) to the drawings are submitted herewith.
3. ☐ If checked, amendment(s) to the specification are submitted herewith.
4. ☐ If checked, amendment(s) to the claims are submitted herewith.